



BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

JEFF HATCH-MILLER, Chairman
WILLIAM A. MUNDELL
MIKE GLEASON
KRISTIN K. MAYES
BARRY WONG

Arizona Corporation Commission

DOCKETED

DEC 21 2006

DOCKETED BY

nr

IN THE MATTER OF THE PROPOSED
AMENDMENTS TO THE PIPELINE SAFETY
RULES R14-5-202, R14-5-203, R14-5-204 AND
R14-5-205

DOCKET NO. RG-00000A-06-0648

DECISION NO. 69197

ORDER

Open Meeting
December 19 and 20, 2006
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. Staff of the Safety Division ("Staff") of the Arizona Corporation Commission ("Commission") is proposing amendments to transportation rules R14-5-202, R14-5-203, R14-5-204, and R14-5-205. The amendments will update the rules to incorporate the most recent amendments to the Code of Federal Regulations ("CFR"), Title 49, Parts 191, 192, 193, 195, 199 and Part 40. R14-5-202(B), (J), (K), R14-5-204 (A)(2), R14-5-205(B), (G).

2. In addition, the amended pipeline safety rules will update the name and location of the Federal Office of Pipeline Safety to Pipeline and Hazardous Materials Safety Administration, Room 7128, U.S. Department of Transportation, Washington, D.C. 20590. R14-5-202(C)(2), R14-5-203(C)(5), R14-5-204(A)(1), (A)(2), (A)(3), (B) and R14-5-205(C)(2).

3. The proposed amendments will conform to the most recent amendments of the Federal Pipeline Safety Regulations, which is required by the Commission's Agreement with the United States Department of Transportation, Office of Pipeline Safety, and require for the Commission's Pipeline Safety Group to receive Federal funds for Pipeline Safety Programs. Staff believes that the proposed amendments will be beneficial to the general public by maintaining the safe operation of pipeline facilities.

4. Staff has recommended that the Commission direct the Hearing Division to issue a Procedural Order setting a public comment hearing on the proposed rules and setting the dates for public comment proceedings in Phoenix, Arizona.

CONCLUSIONS OF LAW

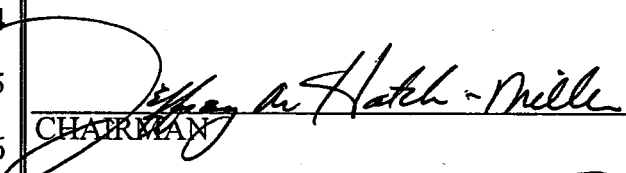
1. Pursuant to Article XV of the Arizona Constitution and A.R.S. Title 40 generally, the Commission has authority in this matter.

2. It is in the public interest to issue a Procedural Order in this matter, as requested by Staff.

ORDER

IT IS THEREFORE ORDERED that the Hearing Division issue a Procedural Order scheduling a public comment proceeding.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.


CHAIRMAN


COMMISSIONER


COMMISSIONER


COMMISSIONER


COMMISSIONER

IN WITNESS WHEREOF, I, BRIAN C. McNEIL, Executive Director of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this 21st day of December, 2006.


BRIAN C. McNEIL
EXECUTIVE DIRECTOR

DISSENT _____

DISSENT _____

SERVICE LIST FOR:
DOCKET NO.: RG-00000A-06-0648

Mr. Ernest G. Johnson
Director, Utilities Division
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

Mr. Christopher C. Kempsey
Chief Counsel
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

Docket Control
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

Robert Miller
Arizona Corporation Commission
Safety Division
2200 N. Central Avenue, Suite 300
Phoenix, AZ 85004

Mr. Charles G. Taylor, Jr., President & CEO
Local Gateway Exchange, Inc.
700 North Pearl, Suite 200
Dallas, Texas 75201

Ms. Connie Wightman
Technologies Management, Inc.
210 North Park Avenue
Winter Park, Florida 32789

Mr. Steve Williams
Plant Manager
Arizona Public Service Company
Post Office Box 53999
Mail Station 4120
Phoenix, Arizona 85072-3999

Mr. Larry Daniel
Customer Construction Dept. Leader
Arizona Public Service Company
Post Office Box 53999
Mail Station 3015
Phoenix, Arizona 85072-3999

Mr. Martin Roush
City Manager
City Of Benson
Post Office Box 2223
Benson, Arizona 85602

Gail Robinson
Southwest Gas Corporation
Post Office Box 1028
Page, Arizona 86040

Mr. Doug Mann
Manager
Energy West Arizona
200 West Overland
Payson, Arizona 85541

Mr. Gary Powell
Manager
Amerigas Terminal
14702 West Olive Avenue
Waddell, Arizona 85355

Mr. Jack McBride
Copper Market Incorporated
c/o Cyprus Bagdad Copper Company
Post Office Box 245
Bagdad, Arizona 86321

Mr. Jim Vescio
Station Manager
Swissport Fueling Inc.
4200 East Airline Drive
Phoenix, Arizona 85034

Mr. Jack Shilling
General Manager
Duncan Rural Service Cooperative
Post Office Box O
Duncan, Arizona 85534

Mr. Dennis Lloyd
Manager, Compliance
El Paso Natural Gas Company
5151 East Broadway, Suite 1680
Tucson, Arizona 85711

1 Mr. Steve Lines
 2 General Manager
 3 Graham County Utilities, Inc.
 4 Post Office Drawer B
 5 Pima, Arizona 85543

6 Mr. Gerald Paulus
 7 Gas Manager
 8 City of Mesa
 9 Post Office Box 1466
 10 Mesa, Arizona 85211-1466

11 Mr. Ken Mecham
 12 Director
 13 Gila Resources
 14 Post Office Box 272
 15 Safford, Arizona 85548

16 Mr. Gary Smith
 17 Vice President
 18 Unisource Energy
 19 1300 South Yale Street
 20 Flagstaff, Arizona 86001

21 Mrs. Debra Jacobson
 22 Manager Regulatory Affairs
 23 Southwest Gas Corporation
 24 Post Office Box 98510
 25 Las Vegas, Nevada 89193-8510

26 Mr. Ryan Benavides
 27 Department of Public Services and Works
 28 City of Wilcox
 250 N. Railroad Avenue
 Wilcox, Arizona 85643

Mr. Steve Barlett
 Manager
 Applied LNG Technologies
 8101 North 34th Street
 Amarillo, Texas 79121

Mr. Jay Bowcutt
 Vice President/General Manager
 Nucor Steel Utah
 Post Office Box 100
 Plymouth, Utah 84330

Mr. Jack Williams
 Pimalco Aerospace Aluminum
 6833 West Willis Road
 Box 5050
 Chandler, Arizona 85226

Pinal County Building Inspections
 Queen Creek, Magma Gas Area
 Building Safety Division
 Post Office Box 827
 31 North Pinal St. Bldg. D
 Florence, Arizona 85232

Mr. Greg Merdick
 Cox Communication
 Community Relations
 1550 W. Deer Valley Rd.
 Phoenix, Arizona 85027

Chris Dyrek
 Cable America
 4120 E. Valley Auto Dr.
 Mesa, AZ 85206

Jones Intercable
 Regulatory Division
 8251 North Cortaro Road
 Tucson, Arizona 85743-9599

Tucson Electric Power
 Legal Department - DB203
 220 West 6th Street
 Post Office Box 711
 Tucson, Arizona 85072

Mr. David Martin
 Association of General Contractors
 1825 West Adams
 Phoenix, Arizona 85007

Mr. Clark Tartar and Mr. Frank Harris
 Arizona Pipeline Company
 3111 West Lincoln Street
 Phoenix, Arizona 85009

Mr. Jim Gholson
 Northern Pipeline Construction Co
 3024 West Weldon Avenue
 Phoenix, Arizona 85017

Mr. Walt Jones
 Henkles and McCoy, Inc.
 21601 North 3rd Avenue
 Phoenix, Arizona 85027-2907

City of Mesa
 Building Inspections
 Post Office Box 1466
 Mesa, Arizona 85211-1466

1 ASARCO Incorporated
 2 c/o Webb Crockett, Esq.
 3 Fennemore Craig
 3003 North Central Avenue, Suite 2600
 Phoenix, Arizona 85012

4 The Arizona Utility Group
 5 c/o Kevin Kent
 6 City of Mesa
 Post Office Box 1466
 Mesa, Arizona 85211-1466

7 Mr. John H. Shorbe, Sr.
 8 Southern Arizona Home Builders Association
 2840 North Country Club Road
 Tucson, Arizona 85716

9 Mr. John Rueter
 10 Park Manager
 Canyon Valle Airpark
 11 801 South State Route 64, Space 100
 Williams, Arizona 86406

12 Mr. Bryan Jaconi
 13 Manager
 Havasu Springs Resort
 14 2581 Highway 95
 Parker, Arizona 85344

15 Mr. Rus Brock
 16 Deputy Director
 HBACA
 17 2111 East Highland, Suite 190
 Phoenix, Arizona 85016

18 Mr. Glen Myers
 19 Manager
 Ikard and Newsom
 20 Post Office Box 217
 Flora Vista, New Mexico 87415

21 Mr. Tom Yazzi
 22 Superintendent of Schools
 Kayenta School District No. 27
 23 Post Office Box 9000
 Window Rock, Arizona 86515

24 Ms. Janet Slowman Chee
 25 Superintendent of Schools
 Red Mesa Unified School District No. 27
 26 HCR 6100, Box 40
 Teec Nos Pos, AZ 86514

Dr. Hector G. Tahu
 Superintendent of Schools
 Tuba City Unified School District No. 15
 Post Office Box 67
 Tuba City, Arizona 86045

Mr. Donimic Antignano
 President
 Zapco Energy Tactics Corporation
 1420 - D Church Street
 Bokemia, New York 11716

Mr. Ray Vernon
 Superintendent
 Pinon Unified School District No. 4
 Post Office Box 839
 Pinon, Arizona 85610

Mr. David A. Salyers
 Abbott RPD Manager
 Utility & Facility Manager
 Abbott Labs
 1250 West Maricopa Highway
 Casa Grande, Arizona 85222

Mr. Lyle Iedje
 Manager, Pipeline Operations
 Calpine Pipeline Company
 60 River Road
 Rio Vista, California 94571

Mr. Justin B. Jessop
 Gas Department Supervisor
 Colorado City Gas
 Post Office Box 840809
 Hildale, Utah 84784

Dr. Peter M. Belleto
 Superintendent
 Ganado Unified Scholl District No. 20
 Post Office Box 1757
 Ganado, Arizona 86505

Paul Lopez
 DOT Field Compliance
 El Paso Natural Gas Company
 P.O. Box 1087
 Colorado Springs, CO 80904